IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.09.2006

C O R A M

THE HONOURABLE MR. JUSTICE P.SATHASIVAM

Civil Revision Petition NPD NO.820 of 2006
& CMP No.6731 of 2006

Govindasamy ... Petitioner(Petitioner)

vs.

1.K.Tirupathi

2.The Oriental Insurance Co. Ltd.,
Loyola Building,
P.B.No.23, Salai Road,
Dindigul.
(R1 Given up) ...Respondents (Respondents)

Civil Revision Petition filed under Article 227 of The Constitution of India as against the fair and decreetal order dated 25.02.2005 made in I.A.No.341 of 2005 in M.C.O.P.No.651 of 2002 on the file of the Presiding Officer, Motor Accident Claims Tribunal, Fast Track Court No.IV, Coimbatore at Tirupur.

For petitioner ... Mr.S.S.Swaminathan

For 2nd Respondent ... Mr.M.Rajasekaran

O R D E R

Mr.M.Rajasekaran appears for the contesting second respondent.

2. Heard the learned counsel appearing for the petitioner and the second respondent.

3. Considering the grievance expressed by the petitioner and taking note of the fact that the Insurance company has not filed appeal, accepted the award and also deposited the entire amount, I am inclined to permit the petitioner to withdraw his entire share as apportioned by the Tribunal, which comes to Rs.83,750/- with

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interest and costs without furnishing security. The order of the Tribunal is modified and the Civil Revision petition is allowed. No costs. CMP No.6731 of 2006 is closed.
raa

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1. The Presiding Officer
Motor Accident Claims Tribunal,
Fast Track Court No.IV, Coimbatore at Tirupur.

2.The Record Keeper, V.R. Section, High Court, Madras.

+ one cc to Mr. S.S. Swaminathan, Advocate sr no. 42720
+ one cc to Mr. m. Rajasekar, Advocate sr no. 43168

JRG(CO)
NM(27.09.2006)

CRP NPD NO.820 of 2006

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